

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

INDYMAC BANK, F.S.B.,)	
a Federal Savings Bank,)	
)	
Plaintiff,)	
)	
v.)	No. 07 C 6226
)	
GANESAN VISVABHARATHY, an)	Judge Joan B. Gottschall
individual)	
)	
Defendant.)	

NOTICE OF MOTION

To: James G. Martignon, Esq.
Gary I. Blackman, Esq.
Levenfeld Pearlstein, P.C.
2 North LaSalle Street
Suite 1300
Chicago, Illinois 60602

PLEASE TAKE NOTICE that on, Thursday, September 4, 2008 at 9:30 a.m. or as soon thereafter as counsel may be heard, we shall appear before the Honorable Joan B. Gottschall, Courtroom 2325, Everett M. Dirksen Building, 219 South Dearborn Street, Chicago, Illinois, or any judge sitting her stead, and shall then and there present **Defendant's Motion To File Sur-Reply Regarding Defendant's Motion To Vacate Order Of Default And Quash Service**

Dated: August 15, 2008

Respectfully submitted,

GANESAN VISVABHARATHY

By: s/ Daniel A. Shmikler
One of his attorneys

Bruce S. Sperling
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CERTIFICATE OF SERVICE

I, Daniel Shmikler, an attorney, hereby certify that on August 15, 2008, I electronically filed **Defendant's Notice of Motion** with the Clerk of Court using the CM/ECF system which sent notification of such filing to the following persons listed below:

Gary I. Blackman, Esq.
James G. Martignon, Esq.
Levenfeld Pearlstein, P.C.
2 North LaSalle Street
Suite 1300
Chicago, Illinois 60602

/s/Daniel A. Shmikler
Daniel A. Shmikler